

**RATE COMMITTEE AMENDMENTS**

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Val L. Peterson**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends the membership of a rate committee within the Department of Administrative Services.

**Highlighted Provisions:**

This bill:

- ▶ amends the membership of a rate committee within the Department of Administrative Services to include a representative of the State Board of Education;
- and
- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63A-1-114**, as last amended by Laws of Utah 2016, Chapter 287

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **63A-1-114** is amended to read:

**63A-1-114. Rate committee -- Membership -- Duties.**



28 (1) (a) There is created a rate committee, which shall consist of:

29 (i) the executive directors of seven state agencies that use services and pay rates to one  
30 of the department internal service funds, or their designee, appointed by the governor for a  
31 two-year term[-]; and

32 (ii) a representative of the State Board of Education, designated by the chair of the  
33 State Board of Education.

34 (b) (i) Of the seven state agencies represented on the rate committee under Subsection  
35 (1)(a)(i), only one of the following may be represented on the committee, if at all, at any one  
36 time:

37 (A) the Governor's Office of Management and Budget;

38 (B) the Division of Finance; or

39 (C) the Department of Technology Services.

40 (ii) The department may not have a representative on the rate committee.

41 (c) (i) The committee shall elect a chair from its members.

42 (ii) Members of the committee who are state government employees and who do not  
43 receive salary, per diem, or expenses from their agency for their service on the committee shall  
44 receive no compensation, benefits, per diem, or expenses for the members' service on the  
45 committee.

46 (d) The Department of Administrative Services shall provide staff services to the  
47 committee.

48 (2) (a) A division described in Section 63A-1-109 that manages an internal service  
49 fund shall submit to the committee a proposed rate and fee schedule for services rendered by  
50 the division to an executive branch entity or an entity that subscribes to services rendered by  
51 the division.

52 (b) The committee shall:

53 (i) conduct meetings in accordance with Title 52, Chapter 4, Open and Public Meetings  
54 Act;

55 (ii) meet at least once each calendar year to:

56 (A) discuss the service performance of each internal service fund;

57 (B) review the proposed rate and fee schedules;

58 (C) at the rate committee's discretion, approve, increase, or decrease the rate and fee

59 schedules described in Subsection (2)(b)(ii)(B); and  
60 (D) discuss any prior or potential adjustments to the service level received by state  
61 agencies that pay rates to an internal service fund;  
62 (iii) recommend a proposed rate and fee schedule for each internal service fund to:  
63 (A) the Governor's Office of Management and Budget; and  
64 (B) each legislative appropriations subcommittee that, in accordance with Section  
65 63J-1-410, approves the internal service fund agency's rates, fees, and budget; and  
66 (iv) review and approve, increase or decrease an interim rate, fee, or amount when an  
67 internal service fund agency begins a new service or introduces a new product between annual  
68 general sessions of the Legislature.  
69 (c) The committee may in accordance with Subsection 63J-1-410(4), decrease a rate,  
70 fee, or amount that has been approved by the Legislature.

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**Legislative Review Note**  
**Office of Legislative Research and General Counsel**